

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office MAR 15 1991

Returned to applicant for correction MAY 09 1991

Corrected application filed _____ Map filed MAR 18 1991

The applicant The Nature Conservancy

1244 Pine Street of Boulder
Street and No. or P.O. Box No. City or Town

Colorado 80302 hereby make application for permission to change the
State and Zip Code No.

Place of use of a portion and the manner of use.
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Truckee-Carson Irrigation District Serial No 302, 24
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

and 24-3; United States of America v. Orr Ditch Co. in Equity N. A-3, Claim No.
Identify right in Decree.

3; United States of America v. Alpine Land and Reservoir Co., No. D-183 BRT;

both in the Federal District Court of Nevada.

1. The source of water is Truckee River and Carson River
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed 1115.03 acre-feet (372.92 acres x 2.99 acre-feet per acre)
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for Maintenance of Wetlands for Recreation and Wildlife/Storage
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for as decreed
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point and Lahontan Dam being within SW $\frac{1}{4}$ SE $\frac{1}{4}$,
Describe as being within a 40-acre subdivision of public survey and by course and
Section 33, T19N, R26E, M.D.B.&M. and Derby Dam being within the N $\frac{1}{2}$ SW $\frac{1}{4}$
distance to a section corner. If on unsurveyed land, it should be stated.
Section 19, T.20N., R.23E., MDB&M.
6. The existing permitted point of diversion is located within No change.
If point of diversion is not changed, do not answer.
7. Proposed place of use 5,427 acres, -plus or minus- within Sections 10, 302, 24, 24-3
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
11, 12, 13, 14, 15, 16, 20, 21, 22, 23, 24, 27, 28, 29, 32, 33, 34, T17N.
R29E, M.D.B.&M.
8. Existing place of use See attachment.
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
manner of use of irrigation permit, describe acreage to be removed from irrigation.
9. Use will be from as decreed to _____ of each year.
Month and Day Month and Day
10. Use was permitted from as decreed to _____ of each year.
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) No new diversion or storage works on the
State manner in which water is to be diverted, i.e. diversion structure,
Truckee River and the Carson River will be constructed.
ditches, pipes and flumes, or drilled well, etc.
12. Estimated cost of works N/A
13. Estimated time required to construct works N/A

14. Estimated time required to complete the application of water to beneficial use 1 year

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

Applicant expressly reserves the right to transfer in a later proceeding:

1) .51 acre-feet for each of the 372.92 acres from which 2.99 acre-feet per acre is to be transferred by this application, and 2) 3.5 acre-feet for each of the 48.65 water-righted acres remaining at existing place of use.

By s/Robert Wiginton
Robert Wiginton, Applicant's Attorney or Agent
1244 Pine Street
Boulder, Colorado 80302
Compared bc/bc am/se
Protested 9/24/91 Rambling River Ranches, Inc. - Norman W. Frey:
Pro. Overruled 1/6/92

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the place of use of the waters of the Truckee and Carson Rivers as set forth under the Newlands Reclamation Project rights in the Truckee and Carson River final decrees is issued subject to the terms and conditions imposed in said decrees and with the understanding that no other rights on the source will be affected by the change proposed herein.

This permit is expressly contingent on the payment of the operation and maintenance charges that are properly assessed and come due the same as if the water right were still appurtenant to the agricultural land from which it is transferred, pursuant to NRS 533.370, subsection 1(b).

This permit is also issued for the consumptive use portion pursuant to Article VII in the United States of America vs. Alpine Land and Reservoir Company, et al., D.C. No. D-183 BRT. The net consumptive use is determined to be 2.99 acre feet per acre of land removed from irrigation.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 1115.03 acre season.
cubic feet per second

Work must be prosecuted with reasonable diligence and be completed on or before January 30, 1993
Proof of completion of work shall be filed before February 30, 1993
Application of water to beneficial use shall be made on or before January 30, 1995
Proof of the application of water to beneficial use shall be filed on or before February 30, 1995
Map in support of proof of beneficial use shall be filed on or before February 30, 1995

Completion of work filed JAN 25 1993
Proof of beneficial use filed _____
Cultural map filed _____
Certificate No. _____ Issued _____

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.
State Engineer of Nevada, have hereunto set my hand and the seal of my
office, this 30th day of January,
A.D. 19 92
[Signature]
State Engineer

ATTACHMENT TO TRANSFER APPLICATION
ON TCID SERIAL NOS. 302, 24 AND 24-3

Existing Place of Use:

TCID Serial No. 302: 27.60 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 25, T18N R29E; 33.80 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 26, T18N R29E, M.D.B.&M.

TCID Serial No. 24: 35.90 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, 36.40 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, 26.00 acres in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, and 27.40 acres in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Section 27, T18N R29E; 15.60 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$, and 18.00 acres in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 28, T18N R29E, M.D.B.&M.

TCID Serial No. 24-3: 36.00 acres in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, 36.80 acres in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, 35.00 acres in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, 39.30 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$, and 5.12 acres in the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 3, T17N R29E, M.D.B.&M.

